

## UNITED STATES DISTRICT COURT

for the

United States of America

v.

Walter Fernillo

)

Case No: 3:14-cr-117-DPJ-FKB-005

4-27-16

)

USM No: 08141-112

Date of Original Judgment:

Date of Previous Amended Judgment:

(Use Date of Last Amended Judgment if Any)

Defendant's Attorney

pro-se

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of \_\_\_\_\_ months is reduced to \_\_\_\_\_

*(See Page 2 for additional parts. Complete Parts I and II of Page 2 when motion is granted.)*

Except as otherwise provided, all provisions of the judgment dated

shall remain in effect.

**IT IS SO ORDERED.**

Order Date:

*Judge's signature*

Effective Date:

*(if different from order date)*

*Printed name and title*

**This page contains information that should not be filed in court unless under seal.**  
*(Not for Public Disclosure)*

DEFENDANT: *Walter Pernillo*  
CASE NUMBER: *3:14cr 117 DPJ-FKB-005*  
DISTRICT: *Southern District of Mississippi*

**I. COURT DETERMINATION OF GUIDELINE RANGE (*Prior to Any Departures*)**

Previous Total Offense Level:	Amended Total Offense Level:				
Criminal History Category:	Criminal History Category:				
Previous Guideline Range:	to	months	Amended Guideline Range:	to	months

**II. SENTENCE RELATIVE TO THE AMENDED GUIDELINE RANGE**

- The reduced sentence is within the amended guideline range.
- The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a substantial assistance departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- The reduced sentence is above the amended guideline range.

**III. FACTORS CONSIDERED UNDER USSG § 1B1.10 AND 18 U.S.C. § 3553(a) (*See Chavez-Meza v. United States, 138 S.Ct. 1959 (2018)*)**